

**U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE**

NOTICE OF APPEAL, REQUEST FOR EXTENSION, AND TRANSMITTAL OF RESPONSE			Docket Number 2345/210	
Application Number 10/530,628	Filing Date March 20, 2006	Conf. No. 6988	Examiner Dzung D. Tran	Art Unit 2613
Title DEVICE AND METHOD FOR ADJUSTING CHROMATIC DISPERSION			Applicant(s) Arnold Mattheus, et al.	

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being electronically filed with the United States Patent and Trademark Office via EFS-Web submission with attention to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

Date: October 13, 2010

Signature: /Linda Lecomte/
Linda Shudy Lecomte (Reg. No. 47,084)

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action of April 13, 2010, finally rejecting claims 23 to 27, 29 to 33, 35, and 38 to 46. Applicants believe that claims 23 to 27, 29 to 33, 35, and 38 to 46, should be allowed, and respectfully make this appeal of the Examiner's rejections of those claims.

In addition, Applicants are filing herewith a Response in the present application for consideration by the Patent Office. This is also a Request under 37 C.F.R. § 1.136(a) to extend the three-month response date by three months.

The Commissioner is hereby authorized to charge the 37 C.F.R. § 1.191 Notice of Appeal fee, which is believed to be **\$540.00**, and the extension fee amount of **\$1110.00** to the deposit account number **11-0600** of **Kenyon & Kenyon LLP**. The Commissioner is also authorized, as appropriate and/or necessary, to charge any additional fees, including any additional Rule 136(a) extension fees, or credit any excess fees to deposit account number **11-0600** of **Kenyon & Kenyon LLP**.

Dated: October 13, 2010

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